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DATE OF NOTICE OF ALLOWANCE: 03/31/9

Attorney Docket: NEX 61/C/I

### UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

JANJIC et al.

**SERIAL NO.:** 

08/897,351

FILED:

JULY 21, 1997

FOR:

VASCULAR ENDOTHELIAL GROWTH

FACTOR (VEGF) NUCLEIC ACID

LIGAND COMPLEXES

MAY 1 1 1999

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

#### TRANSMITTAL OF POWER OF ATTORNEY AND DECLARATION

Enclosed is the original Declaration and Power of Attorney for the referenced application, a copy of which was submitted with the Amendment Under 37 C.F.R. § 1.312(a) on this date.

Respectfully submitted,

Rosemary Kellogg, #39,726

Swanson & Bratschun, L.L.C.

8400 E. Prentice Avenue, Suite 200

Englewood, CO 80111

(303) 793-3333

37 CFR 1.8

CERTIFICATE OF MAILING

Signature:

Name:

Flizabeth A. McArthu

C:\WPDOCS\NEXAGEN\Nex61\Nex61c\Transmit Declaration.wpd-EAM

### **DECLARATION AND POWER OF ATTORNEY** FOR PATENT APPLICATION

Page 1 of <u>2</u> Docket No. NEX61/CIP

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below

I believe I am the sole, original and first inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled VASCULAR ENDOTHELIAL GROWTH FACTOR (VEGF) NUCLEIC ACID LIGAND COMPLEXES the specification of which: is attached hereto. was filed on JULY 21, 1997 as United States Application No. 08/897,351 or PCT International Application Number Ø (if applicable). and was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 USC §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s)

Priority not claimed Date Filed: (day/mo/yr) Country: Number:

I hereby claim the benefit under 35 USC §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 USC §112.

Application Number:

Filing Date: (mo/day/yr)

Status - patented, pending, abandoned

08/870,930

06/06/97

Pending

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Barry J. Swanson, #33,215

Rosemary P. Kellogg, #39,726

Vanessa Appleby, #33,223

Thomas D. Bratschun, #32,966

Margaret M. Wall, #33,462

Diane Cruz, #33,960

Address all telephone calls to:

Barry J. Swanson at telephone number (303) 793-3333

Address all correspondence to:

Barry J. Swanson

Swanson & Bratschun, L.L.C. 8400 E. Prentice Ave., Suite 200

Englewood, CO 80111

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name): Nebojsa Janjic

Inventor's signature:		Date:
Residence:	Boulder, Colorado	Citizenship: US
Post Office Address:	6973 Carter Trail, Boulder Colorado 80301	
Full name of second	nt inventor (given name, family pape): Larry Gold	Date: Apral 22, 1898
		Citizenship: US
Residence:	Boulder, Colorado	Citizenship. Os
Post Office Address:	1033 Fifth Street, Boulder, Colorado 80302	

Additional inventors are being named on separately numbered sheets attached hereto.

# DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Page 2 of <u>2</u> Docket No. NEX 61/CIP

	/ / ADDITIONAL INVENTORS	
	1 and of the same	
Full name of third joint	inventor (given name, family name): Paul Schmidt	Date: <u>Apv 1.7 1958</u> Citizenship: US
Inventor's signature: Residence:	Niwot, Colorado	Citizenship: US
Post Office Address:	P.O. Box 1125, Niwot, Colorado 80544	
E 11 C Committee in	timentan (circa nama family nama). Chandra Vara	ranca.
_	t inventor (given name, family name): Chandra Varg	Date:
Inventor's signature:	Thornton, Colorado	Citizenship: Indian
Residence:		Citizenship. Indian
Post Office Address:	5295 E. 117th Avenue, Thornton, CO 80233	•

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# DECLARATION AND POWER OF ATTORNE FOR PATENT APPLICATION

NEY MAY 0 7 1999 C4 ted below may 1 name.

Page 1 of <u>2</u> Docket No. NEX61/CIP

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below many name

I believe I am the sole, original and first inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled VASCULAR ENDOTHELIAL GROWTH FACTOR (VEGF) NUCLEIC ACID LIGAND COMPLEXES the specification of which:

which:				•
is attached hereto. was filed on JULY 21,	, 1997 as United States App	olication No. 08/897,3 applicable).	51 or PCT In	ternational Application Number
amended by any amendment re acknowledge the duty to discled hereby claim foreign priority inventor's certificate, or §365(a) States disted below and have	ferred to above. lose information which is n benefits under 35 USC § of any PCT International ap also identified below. by	naterial to patentability (119(a)-(d) or §365(b) oplication which design checking the box, any	y as defined in of any fore the control of any fore the control of	fication, including the claims, as in 37 CFR §1.56. Fign application(s) for patent or one country other than the United blication for patent or inventor's non which priority is claimed.
Number:	Country:	Date Filed: (day	//mo/yr)	Priority not claimed □
application designating the Uni	ted States, listed below and	, insofar as the subject	matter of eac	65(c) of any PCT Internationa h of the claims of this application ided by the first paragraph of 35
Application Number:	Filing Date: (mo/day/	yr)	Status - pat	ented, pending, abandoned
08/870,930	06/06/97		Pending	
I hereby appoint the following and Trademark Office connec	attorney(s) and/or agent(s) ted therewith:	to prosecute this applic	cation and to	transact all business in the Paten
Address all of Addres	elephone calls to: sorrespondence to: Bar Swa 840 Eng ents made herein of my own and further that these statem by fine or imprisonment,	3,462 Diane ry J. Swanson at telep ry J. Swanson anson & Bratschun, L 0 E. Prentice Ave., Si glewood, CO 80111 n knowledge are true a tents were made with t or both, under 18 US	.L.C. uite 200 and that all sta	50
Full name of sole or first inver Inventor's signature:  Residence: Post Office Address:  697		uju	Date: 4	-17-98 itizenship: US
Full name of second joint investing Inventor's signature:  Residence:  Post Office Address:  103	entor (given name, family n ulder, Colorado 33 Fifth Street, Boulder, Co		Date: Citizenship	o: US

Additional inventors are being named on separately numbered sheets attached hereto.

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Page 2 of <u>2</u> Docket No. NEX 61/CIP

#### **ADDITIONAL INVENTORS**

Full name of third joint	inventor (given name, family name): Paul Schmidt		
Inventor's signature:		Date:	
Residence:	Niwot, Colorado	Citizenship: US	
Post Office Address:	P.O. Box 1125, Niwot, Colorado 80544	•	
	P		
Full name of fourth join	t inventor (given name) family name): Chandra Va	irgeese ,	
Inventor's signature:	V.0( le	Date: 4/22/98	
Residence:	Thornton, Colorado	Citizenship: Indian	
Post Office Address:	5205 E 117th Avenue Thornton CO 80222	•	

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